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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John G. Babish, *et al.*

Serial No.: 10/774,048

Filing Date: February 5, 2004

Docket Number: 068911.0062

Title: ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS  
FOR REDUCING INFLAMMATION AND THE TREATMENT  
OR PREVENTION OF GASTRIC TOXICITY

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**CERTIFICATE OF MAILING (37 C.F.R. § 1.8)**

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Date: 6/22/05

  
Angelo J. Mignarelli

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Sir:

**REQUEST FOR CORRECTION TO FILING RECEIPT**

Please make the corrections as indicated in red on the enclosed copy of the Filing Receipt to correct the following error:

Change the filing date from February 5, 2005 date to February 4, 2004.

Applicants enclose copies of the following documents confirming the filing date of February 4, 2004:

1. A copy of the Utility Patent Application Transmittal with a Certificate of Mailing by "Express Mail" dated February 4, 2004 for Express Mail Label Number: EV 401711705 US; and
2. A copy of Express Mail Label EV 401711705 US addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, date stamped February 4, 2004.

Applicants request that a corrected Official Filing Receipt be issued with the correct filing date of February 4, 2004.

No additional costs are believed to be due in connection with this submission. However, please charge any necessary fees and/or credit any overpayment to Deposit Account No. 50-1133.

Respectfully submitted,



Simona A. Levi-Minzi, Ph.D.  
Attorney for Applicants  
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Date: 6/22/05



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10/774,048	02/05/2004 02.10412004	1615	0.00	068911-062	20	36	5

CONFIRMATION NO. 4840

Cathryn Campbell  
 McDERMOTT, WILL & EMERY  
 Suite 700  
 4370 La Jolla Village Drive  
 San Diego, CA 92122

## FILING RECEIPT



\*OC000000012867320\*

Date Mailed: 06/04/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

John G. Babish, Residence Not Provided;  
 Matthew L. Tripp, Residence Not Provided;  
 Jeffrey S. Bland, Residence Not Provided;  
 Terrance Howell, Residence Not Provided;  
 Gary Darland, Residence Not Provided;  
 Robert H. Lerman, Residence Not Provided;  
 Daniel Lukaczer, Residence Not Provided;



## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/472,460 05/22/2003  
 and claims benefit of 60/450,237 02/25/2003  
 and is a CON of 09/885,721 06/20/2001

## Foreign Applications

If Required, Foreign Filing License Granted: 06/03/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

**Title**

Anti-inflammatory pharmaceutical compositions for reducing inflammation and the treatment or prevention of gastric toxicity

**Preliminary Class**

424

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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This is a request for filing a

☒ new utility patent application under 37 CFR 1.53(b).☐ continuation-in-part under CFR 1.53(b)(2) of prior application serial no. \_\_\_\_\_,  
filed \_\_\_\_\_ (list entire parentage).Title: ANTI-INFLAMMATORY PHARMACEUTICAL COMPOSITIONS FOR REDUCING  
INFLAMMATION AND THE TREATMENT OR PREVENTION OF GASTRIC  
TOXICITYInventor(s)(full name of each inventor): John G. Babish, Matthew L. Tripp, Jeffrey S. Bland,  
Terrance Howell, Gary Darland, Robert H. Lerman, and Daniel Lukaczer.

Enclosed are:

<input checked="" type="checkbox"/>	Return receipt postcard
<input type="checkbox"/>	Patent Application Bibliographic Data Sheet
<input checked="" type="checkbox"/> 1	Page application cover sheet
<input checked="" type="checkbox"/> 84	Pages of specification (includes claims and abstract)
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☐ This application is based on prior foreign application(s) No.(s) \_\_\_\_\_, filed in  
\_\_\_\_\_ on \_\_\_\_\_, respectively, and priority is hereby claimed therefrom.☒ This application claims the benefit of priority of United States Provisional application  
serial No. 60/472,460, filed May 22, 2003, provisional application No. 60/420,383, filed  
October 21, 2002, and provisional application No. 60/450,237 filed February 25, 2003;  
and is a continuation-in-part of application serial No. 09/885,721 filed June 20, 2001,  
each of which the entire contents is incorporated herein by reference.☐ This application is based on, and claims the benefit of, U.S. Provisional Application No.  
60/\_\_\_\_\_ (yet to be assigned), filed \_\_\_\_\_, which was converted from U.S.  
Serial No. \_\_\_\_\_, and entitled \_\_\_\_\_, and which is incorporated  
herein by reference.

Inventor(s): Babish et al.  
Docket No.: 68911-062  
Page 2

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	36- 20	=	16	x	\$9	\$18	=	\$	\$
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Address all future communications to:

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Respectfully submitted,

Date: February 4, 2004



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